

McNAMARA, NEY, BEATTY, SLATTERY, BORGES & AMBACHER LLP
ATTORNEYS AT LAW
1211 NEWELL AVENUE, WALNUT CREEK, CA 94596
TELEPHONE: (925) 939-5330

MILES B. COOPER (State Bar No. 209085)
ROUDA, FEDER, TIETJEN & MCGUINN
44 Montgomery Street, Suite 4000
San Francisco, CA 94104
415-398-8169 (Fax 1)
415-398-5398 (Office Main)

Attorneys for Plaintiff
ARNELL NIGHTINGALE

MARTIN J. AMBACHER (State Bar No. 144596)
PETRA BRUGGISSER (State Bar No. 241173)
McNAMARA, NEY, BEATTY, SLATTERY,
BORGES & AMBACHER LLP
1211 Newell Avenue
Walnut Creek, CA 94596
Telephone: (925) 939-5330
Facsimile: (925) 939-0203

Attorneys for Defendant
SAFECO INSURANCE COMPANY OF AMERICA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ARNELL NIGHTINGALE,

Plaintiff,

vs.

SAFECO INSURANCE COMPANY OF
AMERICA,

Defendant.

Case No. C 12-04595 NC

**JOINT STIPULATION FOR DISMISSAL
AND ORDER THEREON**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Plaintiff ARNELL NIGHTINGALE and Defendant
SAFECO INSURANCE COMPANY OF AMERICA hereby stipulate and agree as follows:

Plaintiff ARNELL NIGHTINGALE hereby dismisses with prejudice this civil action in its
entirety. The parties have agreed to proceed with binding arbitration pursuant to the underinsured
motorist coverage provisions of Plaintiff's insurance policy with Safeco Insurance Company.

JOINT STIPULATION FOR DISMISSAL

1 Plaintiff ARNELL NIGHTINGALE's civil action is dismissed with prejudice, each party
2 to bear its own costs and fees.

3 SO STIPULATED.

4
5 Dated: October 31, 2012

ROUDA, FEDER, TIETJEN & MCGUINN

6
7 By: [Signature]

Miles Cooper
Attorneys for Plaintiff
ARNELL NIGHTINGALE

8
9
10 Dated: October 31, 2012

MCNAMARA, NEY, BEATTY, SLATTERY,
BORGES & AMBACHER LLP

11
12
13 By: [Signature]

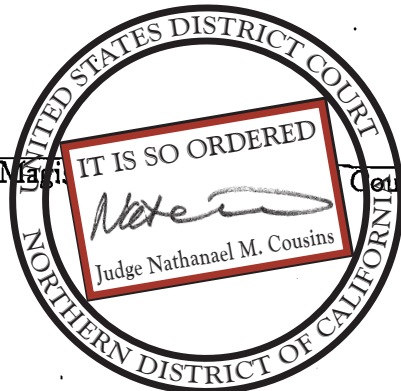
Martin J. Ambacher
Petra Bruggisser
Attorneys for Defendant
SAFECO INSURANCE COMPANY OF AMERICA

14
15
16
17 PURSUANT TO THE STIPULATION OF THE PARTIES,
18 IT IS HEREBY ORDERED THAT this civil action is dismissed with prejudice in its
19 entirety, each party to bear its own costs and fees.

20
21 IT IS SO ORDERED.

22
23 Dated: November 1, 2012

24 Hon. Magi



Cousins